5792916/2022/VIG-I-PRR01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Suits - PR&RD Dept. –Orders of Hon'ble High Court in WP No. 1417 of 2022 – Legal complications - Hon'ble High Court issued notice in Form-I in CC No. 927 of 2022to the Respondents - Initiation of disciplinary proceedings under Rule 20 of A.P. Civil Services (CC&A) Rules, 1991 against Sri K. Srinu, Executive Engineer, PR Division, Jangareddigudem, Eluru District, under Rule 20 of A.P.Civil Services (CC&A) Rules, 1991 – Article of Charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG-I) DEPARTMENT

G.O.Rt.No.399 **Dated:23-04-2022**
Read

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ORDER:

It is proposed to hold an inquiry against Sri K. Srinu, Executive Engineer, PR Division, Jangareddigudem, Eluru District in accordance with the procedure laid down in Rule-20 of Andhra Pradesh Civil Services (CC&A) Rules, 1991.

2. The substance of the imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charge (Annexure-I and II). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Sri K. Srinu, Executive Engineer, PR Division, Jangareddigudem, Eluru District is directed to submit his written statement of defence within (10) days of the receipt of this order.

4. Sri K. Srinu, Executive Engineer, PR Division, Jangareddigudem, Eluru District is informed that an enquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny article of charge.

5. Sri K. Srinu, Executive Engineer, PR Division, Jangareddigudem, Eluru District is further informed that if he does not submit his written statement of defence on or before the period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services(Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the InquiringAuthority may hold the inquiry against him ex-parte, based on the material available on record.

PTO

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6. Sri K. Srinu, Executive Engineer, PR Division, Jangareddigudem, Eluru District is invited to Rule-24 of the APCS(Conduct)Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matter pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt with these proceedings it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of APCS(Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri K. Srinu, Executive Engineer, PR Division, Jangareddigudem, Eluru District
through the Engineer-in-Chief, PanchayatRaj ,A.P., Vijayawada.
The Engineer-in-Chief, Panchayat Raj, A.P., Vijayawada
(in duplicate with a request to serve and return the dated acknowledgement copy)
Copy to:
The PR & RD (Estt-I) Department.
SF/SC

// Forwarded :: By Order //

V. Surya Kumar
SECTION OFFICER

ANNEXURE-I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SRI K.SRINU, EXECUTIVE ENGINEER, PR DIVISION, JANGAREDDIGUDEM, ELURU DISTRICT

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CHARGE:

That Sri K. Srinu, Executive Engineer, PR Division, Jangareddigudem, Eluru District has not taken any action on the orders of Hon'ble High Court of AP dated dt:27.01.2022 in WP No. 1417 of 2022 filed by Sri Kuntamukkala Venkata Srinivas Buchi Rayudu, W.G. District. He has shown deliberate negligence for uploading bills, failed to pursue the matter with the concerned to resolve the problem arising therein, resulting in severe legal complications arising in issuing notices in Form-Iin CCNo. 927 of 2022to the Respondents by the Hon'ble High Court of AP.

Thus, Sri K. Srinu, Executive Engineer, PR Division, Jangareddigudem, Eluru District showed disobedience of the orders issued by the higher authorities and gross negligence in attending his legitimate duties and acted in contravention of Rule 3 of APCS (Conduct) Rules, 1964.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

V. Surya Kumar
SECTION OFFICER

ANNEXURE-II

STATEMENT OF IMPUTATIONS OF MISCONDUCT AND MISBEHAVIOUR IN SUPPORT OF ARTICLE OF CHARGES FRAMED AGAINST SRI K. SRINU, EXECUTIVE ENGINEER, PR DIVISION, JANGAREDDIGUDEM, ELURU DISTRICT

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Basis:

Sri Kuntamukkala Venkaat Srinivas Buchi Rayudu, R/o. Tanuku, West Godadvari Dist., has filed WP No. 1417 of 2022 praying the Hon'ble High Court to declare the action of the respondents in withholding the payment of balance of Rs 35,26,180/ even after finalizing the bills payable to the petitioner in relation to the work i e i Formation of the BT road from Kurukuru to Chikkala of Devarapalli Mandal under PR Roads SCC Grant for an amount of Rs 17 82 408/and ii Providing BT surface to the Road from NA R and B Road to Yerrampeta in Koyyalagudem Mandal under RDF Grant for an amount of Rs 17,43,772/ totaling an amount of Rs 35 26 180/as illegal arbitrary and violative of Art 14 and 21 of Constitution of India and consequently direct the respondents to consider for payment of amount of Rs 35,26,180/ with interest 24 percent per annum for the delayed amount to the petitioner in respect of execution of abovementioned work forthwith.

The Hon'ble High Court vide their orders dt: 27.01.2022, while disposing the WP, have directed the respondents to pay the principal amount of the bill raised by the writ petitioner within a period of four (4) weeks etc.,

For not complying the above orders, the petitioner hs approached the Hon'ble High Court through CC No. 927 of 2022. During the course, the Hon'ble High Court have issued notices in Form-I to the Respondents.

The inaction of Sri K. Srinu, Executive Engineer, PR Division, Jangareddigudem, Eluru District leading several legal complications, which shows his disobedience of the orders issued by the Hon'ble Court and higher authorities.

PTO

Thus the Government Servant Sri K. Srinu, Executive Engineer, PR Division, Jangareddigudem, Eluru District failed to obey the orders of the Hon'ble Court and higher authorities and gross negligence on his legitimate duties and delayed in implementation of the Hon'ble High Court orders due to which Form-I noticesin above C.C has been issued by the Hon'ble High Court, leading several legal complications. Thus by the above mentioned acts, he failed to maintain absolute integrity, devotion to the duty and conduct unbecoming of a Government Servant and there by contravened the Rule 3(1) & 3(2) of APCS (Conduct) Rules, 1964.

Hence, the charge.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

V. Suryakumari
SECTION OFFICER

ANNEXURE-III

LIST OF DOCUMENTS BY WHICH THE ARTICLE OF CHARGE FRAMEDAGAINST SRI K. SRINU, EXECUTIVE ENGINEER, PR DIVISION, JANGAREDDIGUDEM, ELURU DISTRICT ARE PROPOSED TO BE SUSTAINED:

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1. Orders of Hon'ble High Court dt:27.01.2022 in WP No. 1417 of 2022 filed by Sri Kuntamukkala Venkaat Srinivas Buchi Rayudu, R/o. Tanuku, West Godavari District.

2. Notice in Form I issued by the Hon'ble High Court to the Respondents in CC No. 927 of 2022 in WP No.1417 of 2022.

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

V. Surya Kumar
SECTION OFFICER

ANNEXURE-IV

LIST OF WITNESSESS BY WHOM THE ARTICLE OF CHARGE AGAINST SRI K. SRINU, EXECUTIVE ENGINEER, PR DIVISION, JANGAREDDIGUDEM, ELURU DISTRICT IS PROPOSED TO BE SUSTAINED :

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- NIL -

GOPAL KRISHNA DWIVEDI
PRINCIPAL SECRETARY TO GOVERNMENT

V. Surya Kumar
SECTION OFFICER